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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/500,128	06/25/2004	James Surjan		7387

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PAULEY PETERSON & ERICKSON
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EXAMINER

SELLERS, ROBERT E

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

The amendment after Final rejection filed July 26, 2011 has been denied entry. Claim 1 newly defines the epoxy resin as an encapsulated first part and the curing agent as an encapsulated second part. New issues are raised regarding whether the epoxy resin first part and amine compound and tertiary amine second part of Surjan et al. Patent Nos. 6,291,555 (as described in the non-Final rejection mailed November 17, 2006 on page 3, paragraph 4) as well as Coleman et al. Patent No. 6,166,849 (described on page 4, paragraph 7); Hartman et al. Patent No. 5,962,602 (page 6, paragraph 10); Gienau et al. Patent No. 6,645,340 (page 5, paragraph 9) and Japanese Patent No. 2000-154359 (described in the Final rejection mailed May 24, 2011 on page 5, paragraph 9) meets the new encapsulation limitations.

Furthermore, the specification on page 4, lines 21-29 specifically discloses a glass capsule comprised of two chambers containing the first and second compositions, respectively, which does not enable nor support the more broadly claimed encapsulated epoxy resin first part and encapsulated curing agent second part. Page 10, lines 1-20 merely sets forth an epoxy resin first part and amine curing agent second part without mentioning the newly claimed encapsulations thereof.

The three terminal disclaimers filed July 26, 2011 together with the power of attorney filed June 1, 2011 containing the proper serial number for the instant application would overcome the outstanding nonstatutory obviousness-type double patenting rejections.

(571) 272-1093 (Fax No. (571)-273-8300)
Monday to Friday, 9:30 to 6:00

/Robert Sellers/
Primary Examiner Art Unit 1765